

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

LAWRENCE SIMMONS,

Plaintiff,

v.

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

Case No. 1:23-cv-290

Hon. Hala Y. Jarbou

ORDER

In accordance with the opinion entered this date:

IT IS ORDERED that the R&R (ECF No. 14) is **APPROVED** and **ADOPTED** as the opinion of the Court.

IT IS FURTHER ORDERED that Plaintiff's complaint is **DISMISSED WITHOUT PREJUDICE** for lack of subject matter jurisdiction.

IT IS FURTHER ORDERED that Plaintiff's Motion for Order to Suspend and Rescind the Clerk's Action and Evidentiary Hearing Convened (ECF No. 8) is **DENIED AS MOOT**.

IT IS FURTHER ORDERED that the Court **CERTIFIES** that an appeal by Defendant would not be taken in good faith pursuant to 28 U.S.C. § 1915(a)(3).

A judgment will issue in accordance with this order.

Dated: July 24, 2023

/s/ Hala Y. Jarbou

HALA Y. JARBOU
CHIEF UNITED STATES DISTRICT JUDGE